

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of i wireless,) Application No. 911-022.2
Urbandale, Iowa, seeking funding)
approval for recurring and non-) ORDER APPROVING FUNDING
recurring costs of Enhanced)
Wireless 911 implementation.)
) Entered: July 18, 2006

BY THE COMMISSION:

By written request for funding received June 19, 2006, i wireless, Urbandale, Iowa, seeks funding from the Enhanced Wireless 911 Fund to provide enhanced wireless 911 service to the following public safety answering point (PSAP): Dakota County/South Sioux City.

i wireless seeks initial non-recurring costs which include costs for the installation of a location measuring unit (LMU). A LMU is equipment which must be installed at each cell site in order for Phase II to function.

Additionally, i wireless seeks recurring costs to implement and provide enhanced wireless 911 service for the above-listed PSAP.

O P I N I O N A N D F I N D I N G S

This request for funding is being processed pursuant to *Neb. Rev. Stat. §§ 86-444 to 86-456 (2005 Supp.)* as amended LB 1222 [2006], 291 *Neb. Admin. Code*, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002.

Costs requested are eligible under *Neb. Rev. Stat. § 86-86-465(2)(a) (2005 Supp.)* as amended LB 1222 [2006]. All costs have been incurred or will be incurred to implement enhanced wireless 911 service, and may include the following: (a) the portion of the costs for new equipment used for providing enhanced wireless 911 service; (b) costs to lease another vendor's equipment or services to provide enhanced wireless 911 service; (c) costs to create or maintain any database or database elements used solely

for enhanced wireless 911 service; and (d) other costs of establishing enhanced wireless 911 service.

i wireless has submitted an implementation plan in compliance with Commission Docket No. 911-001.

Based upon the request for funding and supporting documentation, the Commission is of the opinion and finds that the request for funding should be granted with the exception of the those costs related to Phase II enhanced wireless service. The Commission is not funding Phase II costs at this time. The Commission finds that the remainder of the request for funding should be granted under the following conditions.

The Commission finds that payment to i wireless of initial implementation charges and recurring monthly charges shall commence once implementation is completed. i wireless shall notify the Commission in writing when implementation is completed.

Attached hereto in Appendix A is a summary of approved funding for i wireless to be paid from the Fund. Information set forth in Appendix A shall be treated as proprietary and confidential.

Payment of recurring charges shall be made in arrears on a quarterly basis. Payment shall be adjusted based upon the number of cell sites reported by i wireless in its quarterly reports required by Neb. Rev. Stat. § 86-459 (2005 Supp.) as amended LB 1222 [2006]. Payments to i wireless will no longer be made upon invoice. Any adjustments to costs must be approved by the Commission.

i wireless shall comply with all reporting requirements set forth in § 86-459. Failure to do so could result in delay or loss of funding.

The Commission further finds that i wireless shall sign an acknowledgement indicating that i wireless is aware that approval of this funding request is made with the understanding that it may be modified in the future consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that i wireless' request for funding should be granted as outlined herein.

IT IS FURTHER ORDERED that all future payments made to i wireless shall be consistent with Appendix A unless otherwise ordered by the Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 18th day of July, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director